

## Town of Kingston Springs - City Commission Minutes

- 1 Mayor Corlew called the March 15, 2007 Kingston Springs City Commission meeting to order at 7:00 p.m.

### Roll Call:

Laurie Cooper	Present
Gary Corlew	Present
Larry Craig	Present
Ray Crouch, Sr.	Present
Debbie Finch	Present
Pam Lorenz	Present
Chuck Sleighter	Present
Richard Swafford	Present

- 2 The City Commission minutes for the February 15, 2007 meeting have been circulated.

### Corrections to the minutes:

There were no corrections.

### Motion to Approve:

Commissioner Sleighter

### Second:

Commissioner Crouch

### Those in favor of the motion:

Corlew, Crouch, Lorenz, Sleighter, Swafford

### The motion passed / failed:

The motion passed.

## Town of Kingston Springs - City Commission Minutes

### 3 Commissioners announcements:

- Mrs. Cooper introduced Landel Bilbrey to the Board of Commissioners. Mr. Bilbrey is with the towns new engineer firm, Collier Engineers.
- Mayor Corlew, commended Public Works for doing a great job on keeping the trash picked up on the road sides.

### 4 Community Input:

- There was no community input.

### 5 The department reports were circulated:

#### Motion to approve as circulated:

Commissioner Sleighter

#### Second:

Commissioner Lorenz

#### Discussion:

There was no discussion

#### Those in favor of the motion:

Corlew, Crouch, Lorenz, Sleighter, Swafford

#### Those opposed to the motion:

#### The motion passed / failed:

The motion passed.

## Town of Kingston Springs - City Commission Minutes

### 6 Update by the City Manager:

- Vending: Mr. Craig has reviewed the information from the state regarding "Rights to the Blind Vendors". He stated that the town falls under the law and must comply. He advise the town not to budget vending revenue for the 2007-2008 budget.

#### Motion:

Commissioner Crouch made a motion to authorize the city manager to send a letter to our state representatives, etc. and request that cities with a population under 10,000 be exempt from the "Rights to Blind Vendors".

#### Second:

Commissioner Lorenz

#### Discussion:

There was no discussion

#### Those in favor of the motion:

Corlew, Crouch, Lorenz, Sleighter, Swafford

#### Those opposed to the motion:

The motion passed / failed:

The motion passed.

---

### 7 Old Business

There was no old business.

---

### 8 New Business:

## Town of Kingston Springs - City Commission Minutes

### 8A Award of Bid for Pavilion at Burns Park:

Mrs. Cooper reported that the town had received no bids. She asked the board to authorize her to use the city as the general contractor and use sub-contractors as needed.

**Motion:**

Commissioner Crouch made a motion to authorize the city manager to use the city as the general contractor and use sub-contractors as needed.

**Second:**

Commissioner Sleighter

**Discussion:**

There was no discussion

**Those in favor of the motion:**

Corlew, Crouch, Lorenz, Sleighter, Swafford

**Those opposed to the motion:**

**The motion passed / failed:**

The motion passed.

### 8B Discussion - Proposed TML Resolutions Re: Bellsouth Cable Service:

**Motion:**

Commissioner Lorenz made a motion to oppose allowing cable and telephone companies to bypass local governments from the local cable and video franchising process.

**Second:**

Commissioner Crouch

**Discussion:**

There was no discussion

**Those in favor of the motion:**

Corlew, Crouch, Lorenz, Sleighter, Swafford

**Those opposed to the motion:**

**The motion passed / failed:**

The motion passed.

## Town of Kingston Springs - City Commission Minutes

### 8C K-9 Proposed from Police Department:

Officer Adam Rayburn presented the board with a packet regarding a K-9 unit. Officer Rayburn has solicited donations towards the K-9 unit. The cost for the dog and training is approximately \$12,000.00.

#### Motion:

Commissioner Crouch made a motion to amend the 2006-2007 budget to appropriate \$12,000.00 for the K-9 unit.

#### Second:

Commissioner Crouch

#### Discussion:

Mrs. Finch expressed concerns about amending the 2006-2007 budget.

#### Motion:

Commissioner Crouch amended his motion to use un-appropriated surplus from the 2006-2007 budget and to use Adequate Facilities monies to fund the K-9 unit until year end when un-appropriated surplus could be determined.

#### Second:

Commissioner Crouch

#### Those in favor of the motion:

Corlew, Crouch, Lorenz, Sleighter, Swafford

#### Those opposed to the motion:

#### The motion passed / failed:

The motion passed.

### 8D Chapter 1101 Growth Plan, Re-Opened by Ashland City:

- Mrs. Cooper reported to the board that Ashland City wants to re-visit the growth plan. The town will have a choice to reconstitute the original board or to appoint a new board or committee. The plan can not be opened again for (5) five years.
- Mr. Craig suggested that the board not appoint the Planning Commission members. He felt this board had enough issues to deal with already.
- Mrs. Cooper stated that there would be a meeting on 3-28-2007 at 1:00 pm on how to approach.

## Town of Kingston Springs - City Commission Minutes

### 8E Discussion: Problems Regarding Commercial Sprinkler Requirements from Second South Cheatham:

- Mrs. Cooper reported that commercial structures falling under the sprinkler ordinance were being charged large fees by the Second South Cheatham Utility to hook the sprinklers up to water. Sundowner Trailers was quoted \$40,000.00 dollars because the water department would have to cross the road. Keith Parker who is building a commercial structure on the opposite side of the road of Sundowner Trailers and was quoted \$40,000.00 dollars. The water department does not have to cross the road to bring water to Mr. Parker.
- The water department has no specs and evaluates as they go. They are requiring installations not required any where else.
- Mrs. Cooper attended SSCUD board meeting last month. Board members West and Hannah stated to Mrs. Cooper that they did not like the sprinkler ordinance and that the ordinance is hurting growth and them financially.
- Commissioner Crouch requested that the towns engineering firm take a survey of five to six compatible cities on their cost to hook up to a sprinkler system.
- Commissioner Crouch stated that this was highway robbery. The water department was trying to recoup future profits and this was a disservice to our community. The prices being charged are the obstacle to growth and he is appalled by the entire process. Commissioner Crouch would like some facts such as cost for the fee and hook up prices.
- Commissioner Sleighter stated that the facts did not matter because from past dealings with the water department they did what they wanted regardless to the facts.
- Commissioner Crouch stated that without the facts you could not get a judge to force them to do what is right.
- Commissioner Lorenz stated that she would like to approach the water departments board and try to work together.
- Commissioner Crouch stated that the engineering firm should be back to them within 30 days with the facts and suggested that the town propose a moratorium on the sprinkler ordinance until July 2008.
- Mayor Corlew stated that the cost for sprinkler hook up was not the only issue. There were serious issues regarding having enough working hydrants to put out a fire.

## Town of Kingston Springs - City Commission Minutes

- Mrs. Cooper stated the hydrant situation was a real issue on Petro Road, Harpeth Hills and for the Golf Club of TN. Those living on Kingston Springs Road (Ward Hill area) the only hydrant available for fire service is at Turnbull Bridge.
- Chief Ivey, stated that he would like to see the commercial structures install the sprinkler systems and have the moratorium on hooking up to water until this could be resolved.
- Commissioner Lorenz stated that we may have to go to court and take them over.
- Commissioner Crouch stated that the towns number one priority should be to maintain good public safety to the citizens of Kingston Springs. SSCUD had no regards to the safety of the citizens and that they should be spreading the cost of capital improvements to all customers not just a few.
- Mrs. Cooper asked the board to suspend the rules and let Keith Parker and Brian Chester speak.

### Motion:

Commissioner Crouch made a motion to suspend the rules.

### Second:

Commissioner Lorenz

### Those in favor of the motion:

Corlew, Crouch, Lorenz, Sleighter, Swafford

### Those opposed to the motion:

### The motion passed / failed:

The motion passed.

- Mr. Chester stated to the board that the problem was not with hooking up to the water but with the equipment they were requiring for the hook up. Equipment such as: (4) inch lines, full flow fire meter, hot box, etc. Their requirements far exceed standard installation.
- Mr. Crouch stated that he SSCUD had no legal authority beyond the back flow preventer.
- Mrs. Cooper stated she had spoken with Vickie Pritchett with the National Sprinkler System and that she was willing to assist if needed.
- City resident Robert Crouch stated that this had to be resolved. His site plan had been approved and his building ordered. He was waiting on action from this board before proceeding.

## Town of Kingston Springs - City Commission Minutes

- Commissioner Sleighter stated that he was in favor of a moratorium on the sprinkler ordinance so these business could proceed. The water department was not in the business of fighting fires and had made this statement when he was on the board in 1986.
- Mr. Robert Crouch stated that he was not going to be raped and the fight would be on with the water department if they charged him these enormous prices.
- **Motion:**  
Mayor Corlew made a motion to go back into session.

**Second:**  
Commissioner Crouch

**Those in favor of the motion:**  
Corlew, Crouch, Lorenz, Sleighter, Swafford

**Those opposed to the motion:**

**The motion passed / failed:**  
The motion passed.

- Mr. Craig suggested that approved site plans or filed/waiting approval with the Planning Commission fall under the moratorium.
- **Motion:**  
Commissioner Crouch made a motion to declare a moratorium for the towns sprinkler ordinance for those that have approved site plans or filed / waiting approval with the Planning Commission for commercial buildings.

**Second:**  
Commissioner Sleighter

**Those in favor of the motion:**  
Corlew, Crouch, Lorenz, Sleighter, Swafford

**Those opposed to the motion:**

**The motion passed / failed:**  
The motion passed.



## Town of Kingston Springs - City Commission Minutes

- Mr. Craig stated that while the engineers were conducting their survey to see if other utility districts provide specs or have published standards. Mr. Craig recommended that this issue be placed on the agenda continually until resolved.
- Commissioner Crouch stated that SSCUD appears to rape those it pleases and kiss those it pleases.
- Mayor Corlew stated that all commissioners that could should attend the next board meeting of the water department. He also asked the community for their help regarding the fire hydrants.
- Commissioner Lorenz stated that the water department was endangering lives by not having adequate water flow.
- Chief Ivey stated that if they had a large diesel fire at Petro they would have to shut down ramps on the interstate and lay lines across the bridge to the Shell Station where there is a working hydrant.
- Mrs. Cooper stated that Caraustar had an attorney involved because they did not have adequate water flow for their sprinkler system now and that SSCUD was considering removing the water line that is on the interstate bridge which would reduce the flow even more.

### 8F Discussion: Contract for Main Street Project:

Mrs. Cooper reported that the contract was awarded to Civil Construction on Sept. 24, 2006. A pre-construction meeting was held on October 3, 2006 with notice to proceed. To date work has not started, the extension contract has not been signed, and the town does not have their performance bond or payment bond.

- Commissioner Crouch stated that he was convinced at this time that it is probably well beyond the financial capabilities of the town to do the underground utilities. He also stated that he feels part of the problem with the contractor was because the engineers had not completed the drawings.
- Mrs. Cooper stated that the plans were complete enough for bids.
- City Engineer, Bilbrey stated that the plans had enough information to bid and to build. Because of the unknowns with this project the engineer would work with during construction. You always have changes to deal with when construction starts.
- Mr. Craig stated that the contract was technically dead because of not filing the performance and payment bonds. He recommended that the board set a completion date of Sept. 30, 2007 and to commence work by April 18,

## Town of Kingston Springs - City Commission Minutes

- **Motion:**  
Commissioner Crouch made a motion to set a completion date of September 30, 2007 and for work to commence on April 18, 2007.

**Second:**  
Commissioner Lorenz

**Motion:**  
Commissioner Crouch amended his motion to include that the contract and all bonds were to be executed in ten days.

**Second:**  
Commissioner Lorenz

**Those in favor of the motion:**  
Corlew, Crouch, Lorenz, Sleighter, Swafford

**Those opposed to the motion:**

**The motion passed / failed:**  
The motion passed.

- Mrs. Cooper is to notify the attorney, engineers and board if not executed in ten days.
- Mr. Craig suggested that the City Manager have a letter signed off to all future notices to Collier Engineers.

**8G Purchase of New Small Dump Truck for Public Works:**  
Mrs. Cooper requested approval to purchase a used, small dump truck with 60,000 miles for \$19,500.00.

**Motion:**  
Commissioner Lorenz made a motion to approve the purchase.

## Town of Kingston Springs - City Commission Minutes

### **Second:**

Commissioner Sleighter

Mr. Craig stated that the purchase would have to be advertised for bids.

Commissioner Lorenz withdrew her motion.

Commissioner Sleighter withdrew his second.

### **Motion:**

Commissioner Lorenz made a motion to advertise for bids for a small dump truck.

### **Second:**

Commissioner Sleighter

### **Those in favor of the motion:**

Corlew, Crouch, Lorenz, Sleighter, Swafford

### **Those opposed to the motion:**

The motion passed / failed:

The motion passed.

## **8H Surplus Old Small Dump Truck:**

### **Motion:**

Commissioner Lorenz made a motion to surplus the old small dump truck.

### **Second:**

Commissioner Sleighter

### **Those in favor of the motion:**

Corlew, Crouch, Lorenz, Sleighter, Swafford

### **Those opposed to the motion:**

The motion passed / failed:

The motion passed.

## **9 Planning Commission Update:**

Mrs. Cooper reported approval of Phase I of Ellersley Place.

## Town of Kingston Springs - City Commission Minutes

10 Other:

- **No Other**

11 Motion to adjourn:

**Commissioner Sleighter**

Second:

**Commissioner Swafford**

**The meeting is adjourned at 9:13 PM by Mayor Corlew.**

12 Signatures:

**Mayor, Gary Corlew** \_\_\_\_\_

**Recorder, Debbie K. Finch** \_\_\_\_\_